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Attorneys for Plaintiff
RUYAN INVESTMENT (HOLDINGS) LIMITED

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

RUYAN INVESTMENT
(HOLDINGS) LIMITED,
a British Virgin Islands company,

Plaintiff,

v.

VAPOR CORP., a Nevada
Corporation; LOAD AND FOLD dba
MAGIC PUFFER, a New Jersey
Corporation; GIL CYPHERT, an
individual dba NU 1S; JEFFREY
ORTH, an individual dba JANTY
USA; JANTY USA, LLC, a Texas
Limited Liability Company; CN
CREATIVE LIMITED, a United
Kingdom company; INTELLICIG
USA LLC, a Georgia Limited Liability
Company; and DOES 1-10, inclusive,

Defendants.

Case No. **LAGV 11-6268 PSG (FFM)**
**RUYAN'S COMPLAINT FOR
PATENT INFRINGEMENT
DEMAND FOR JURY TRIAL**

For its Complaint against Defendants Vapor Corp.; Load and Fold dba Magic Puffer; Gil Cyphert dba Nu 1s; Jeffrey Orth dba Janty USA; Janty USA, LLC; CN Creative Limited; Intellicig USA LLC; and DOES 1-10, inclusive (collectively, "Defendants"), Plaintiff Ruyan Investment (Holdings) Limited ("Ruyan") alleges as follows:

1 Michael J. Wise, Bar No. 143501
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6 Attorneys for Plaintiff
RUYAN INVESTMENT (HOLDINGS) LIMITED
7

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10

11 RUYAN INVESTMENT
(HOLDINGS) LIMITED,
12 a British Virgin Islands company,

13 Plaintiff,

14 v.

15 VAPOR CORP., a Nevada
Corporation; LOAD AND FOLD dba
16 MAGIC PUFFER, a New Jersey
Corporation; GIL CYPHERT, an
17 individual dba NU 1S; JEFFREY
ORTH, an individual dba JANTY
18 USA; JANTY USA, LLC, a Texas
Limited Liability Company; CN
19 CREATIVE LIMITED, a United
Kingdom company; INTELLICIG
20 USA LLC, a Georgia Limited Liability
Company; and DOES 1-10, inclusive,
21

22 Defendants.

Case No.

**RUYAN'S COMPLAINT FOR
PATENT INFRINGEMENT**

DEMAND FOR JURY TRIAL

23 For its Complaint against Defendants Vapor Corp.; Load and Fold dba Magic
24 Puffer; Gil Cyphert dba Nu 1s; Jeffrey Orth dba Janty USA; Janty USA, LLC; CN
25 Creative Limited; Intellicig USA LLC; and DOES 1-10, inclusive (collectively,
26 "Defendants"), Plaintiff Ruyan Investment (Holdings) Limited ("Ruyan") alleges as
27 follows:
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JURISDICTION AND VENUE

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2 1. This is a civil action for patent infringement arising under the patent
3 laws of the United States, 35 U.S.C. §§ 101, et seq., and in particular § 271.

4 2. This Court has subject matter jurisdiction over this patent infringement
5 action under 28 U.S.C. §§ 1331 and 1338(a).

6 3. This Court has personal jurisdiction over Defendants because they
7 solicit and conduct business in California, including the provision of goods over the
8 Internet, derive revenue from goods sold in California and within this judicial
9 district, and have committed acts of infringement in this judicial district.

10 4. Venue lies in this judicial district pursuant to 28 U.S.C. §§ 1391(b) and
11 (c), and 1400(b).

PARTIES

12
13 5. Plaintiff Ruyan is a company organized and existing under the laws of
14 the British Virgin Islands, with its principle place of business at 15F, Hong Kong
15 and Macau Building, 156-157 Connaught Rd., Central, Hong Kong, S.A.R. Ruyan
16 is a leading innovator in the field of electronic smokeless nicotine products.

17 6. Ruyan is informed and believes that: Defendant Vapor Corp. (“Vapor
18 Corp.”) is a corporation organized and existing under the laws of the State of
19 Nevada, having its principal place of business at 3001 Griffin Road, Dania Beach,
20 Florida, 33312. Vapor Corp. is doing business in this judicial district related to the
21 claims asserted in this Complaint.

22 7. Ruyan is informed and believes that: Defendant Load and Fold dba
23 Magic Puffer (“Magic Puffer”) is a corporation organized and existing under the
24 laws of the State of New Jersey, having its principal place of business at 110
25 Meadowlands Pkwy, Suite 100, Secaucus, New Jersey 07094-2313. Magic Puffer
26 is doing business in this judicial district related to the claims asserted in this
27 Complaint.
28

1 8. Ruyan is informed and believes that: Defendant Gil Cyphert, an
2 individual doing business as Nu 1s (“Nu 1s”), has his principal place of business in
3 Phoenix, Arizona 85015. Nu 1s is a registered trade name with the Arizona
4 Secretary of State. Nu 1s is doing business in this judicial district related to the
5 claims asserted in this Complaint.

6 9. Ruyan is informed and believes that: Jeffrey Orth, an individual doing
7 business as Janty USA (“Janty USA”), has a business address at 230 Scott Street,
8 Unit 2C, Buffalo, New York 14204. Janty USA is doing business in this judicial
9 district related to the claims asserted in this Complaint.

10 10. Ruyan is informed and believes that: Defendant Janty USA, LLC
11 (“Janty USA, LLC”) is a Texas limited liability company, having its principal place
12 of business in Fort Worth, Texas 76137. Janty USA, LLC is doing business in this
13 judicial district related to the claims asserted in this Complaint.

14 11. Ruyan is informed and believes that: Defendant CN Creative Limited
15 (“CN Creative”) is a company organized and existing under the laws of the United
16 Kingdom, having its principal place of business in Accrington, Lancashire, United
17 Kingdom. CN Creative is doing business in this judicial district related to the
18 claims asserted in this Complaint.

19 12. Ruyan is informed and believes that: Defendant Intellicig USA LLC
20 (“Intellicig USA”) is a company organized and existing under the laws of the State
21 of Georgia, having its principal place of business at 1590 Roberts Road NW,
22 Kennesaw, Georgia 30144. Intellicig USA is doing business in this judicial district
23 related to the claims asserted in this Complaint.

24 13. The true names and capacities, whether individual, corporate,
25 associate, otherwise of defendants sued herein as DOES 1 through 10, inclusive, are
26 unknown to Ruyan at the present time, and Ruyan therefore sues said Defendants
27 by such fictitious names. Ruyan, after obtaining leave of court, if necessary, will
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1 amend this Complaint to show such true names and capacities when the same have
2 been ascertained.

3 **FIRST CAUSE OF ACTION**

4 (Infringement of U.S. Patent No. 7,832,410)

5 14. Ruyan incorporates by reference the allegations contained in
6 paragraphs 1-13 above.

7 15. Ruyan is the owner of the entire right, title, and interest in and to
8 United States Patent No. 7,832,410 ("the '410 Patent"). The '410 Patent was duly
9 and legally issued by the United States Patent Office on November 16, 2010 and is
10 valid and subsisting and in full force and effect. A copy of the '410 Patent is
11 attached to the Complaint as Exhibit A.

12 16. Ruyan is informed and believes that: Defendants have each infringed,
13 contributed to the infringement of, and/or actively induced infringement of the '410
14 Patent by, themselves and/or through their agents, unlawfully and wrongfully
15 making, using, importing, offering to sell, and/or selling electronic cigarette
16 products embodying one or more of the inventions claimed in the '410 Patent,
17 within and/or from the United States without permission or license from Ruyan,
18 and will continue to do so unless enjoined by this Court.

19 17. Ruyan is informed and believes that: Defendant Vapor Corp. has
20 infringed, contributed to the infringement of, and/or actively induced infringement
21 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
22 making, using, importing, offering to sell, and/or selling electronic cigarette
23 products, including, but not limited to, the Fifty-One Trio electronic cigarette, that
24 embody one or more of the inventions claimed in the '410 Patent.

25 18. Ruyan is informed and believes that: Defendant Magic Puffer has
26 infringed, contributed to the infringement of, and/or actively induced infringement
27 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
28 making, using, importing, offering to sell, and/or selling electronic cigarette

1 products, including, but not limited to, the Magic Puffer E-Cigarette electronic
2 cigarette, that embody one or more of the inventions claimed in the '410 Patent.

3 19. Ruyan is informed and believes that: Defendant Nu 1s has infringed,
4 contributed to the infringement of, and/or actively induced infringement of the '410
5 Patent by, itself and/or through its agents, unlawfully and wrongfully making,
6 using, importing, offering to sell, and/or selling electronic cigarette products,
7 including, but not limited to, the Nu1s Disposable E-CIG electronic cigarette, that
8 embody one or more of the inventions claimed in the '410 Patent.

9 20. Ruyan is informed and believes that: Defendant Janty USA has
10 infringed, contributed to the infringement of, and/or actively induced infringement
11 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
12 making, using, importing, offering to sell, and/or selling electronic cigarette
13 products, including, but not limited to, the Janty DURA electronic cigarette, that
14 embody one or more of the inventions claimed in the '410 Patent.

15 21. Ruyan is informed and believes that: Defendant Janty USA, LLC has
16 infringed, contributed to the infringement of, and/or actively induced infringement
17 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
18 making, using, importing, offering to sell, and/or selling electronic cigarette
19 products, including, but not limited to, the Janty DURA electronic cigarette, that
20 embody one or more of the inventions claimed in the '410 Patent.

21 22. Ruyan is informed and believes that: Defendant CN Creative has
22 infringed, contributed to the infringement of, and/or actively induced infringement
23 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
24 making, using, importing, offering to sell, and/or selling electronic cigarette
25 products, including, but not limited to, the EVOLution electronic cigarette, that
26 embody one or more of the inventions claimed in the '410 Patent.

27 23. Ruyan is informed and believes that: Defendant Intellicig USA has
28 infringed, contributed to the infringement of, and/or actively induced infringement

1 of the '410 Patent by, itself and/or through its agents, unlawfully and wrongfully
2 making, using, importing, offering to sell, and/or selling electronic cigarette
3 products, including, but not limited to, the EVOLution electronic cigarette, that
4 embody one or more of the inventions claimed in the '410 Patent.

5 24. Ruyan is informed and believes that: Defendants DOES 1-10 have
6 infringed, contributed to the infringement of, and/or actively induced infringement
7 of the '410 Patent by, themself and/or through their agents, unlawfully and
8 wrongfully making, using, importing, offering to sell, and/or selling electronic
9 cigarette products that embody one or more of the inventions claimed in the '410
10 Patent.

11 25. Defendants' continuing infringement has inflicted and, unless
12 restrained by this court, will continue to inflict great and irreparable harm upon
13 Ruyan. Ruyan has no adequate remedy at law. Ruyan is entitled to preliminary and
14 permanent injunctions enjoining Defendants from engaging in further acts of
15 infringement.

16 26. As a direct and proximate result of the foregoing acts of Defendants,
17 Ruyan has suffered, and is entitled to, monetary damages in an amount not yet
18 determined. Ruyan is also entitled to its costs of suit and interest.

19 27. By way of the present Complaint, Defendants now have notice and
20 knowledge of the '410 Patent and of Ruyan's rights therein.

21 28. Defendants' continuing acts of infringement, if any, are in conscious
22 and willful disregard for Ruyan's rights, and the resulting damages to Ruyan is such
23 as to warrant the trebling of damages to provide just compensation.

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PRAYER FOR RELIEF

Ruyan requests entry of judgment that:

A. The '410 Patent is valid and enforceable;

B. Defendants are liable for infringement, contributory infringement, and inducing infringement of the '410 Patent;

C. Defendants and all affiliates, subsidiaries, officers, employees, agents, representatives, licensees, successors, assigns, and all those acting in concert with, or for or on behalf of Defendants, shall be enjoined from directly or indirectly infringing the '410 Patent;

D. Defendants shall pay damages to Ruyan resulting from Defendants' patent infringement pursuant to 35 U.S.C. § 284;

E. Defendants' continuing patent infringement has been willful and increase damages awarded to Ruyan three times the amount assessed pursuant to 35 U.S.C. § 284;

F. This action be determined to be an exceptional case and Ruyan be awarded its attorneys' fees, costs, and expenses pursuant to 35 U.S.C. § 285;

G. Ruyan be entitled to prejudgment interest and post-judgment interest on the damages; and

H. Ruyan be awarded such other and further relief, in law or in equity, as the Court deems just, equitable or appropriate.

DATED: July 29, 2011

Respectfully submitted,

PERKINS COIE LLP

By: Michael J. Wise
Michael J. Wise

Attorneys for Plaintiff
**RUYAN INVESTMENT (HOLDINGS)
LIMITED**

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DEMAND FOR JURY TRIAL

Ruyan hereby demands a trial by jury of all issues triable by a jury.

DATED: July 29, 2011

PERKINS COIE LLP

By: Michael J. Wise
Michael J. Wise

Attorneys for Plaintiff
**RUYAN INVESTMENT (HOLDINGS)
LIMITED**

Exhibit A



US007832410B2

(12) **United States Patent**
Hon

(10) **Patent No.:** **US 7,832,410 B2**
(45) **Date of Patent:** **Nov. 16, 2010**

(54) **ELECTRONIC ATOMIZATION CIGARETTE**

FOREIGN PATENT DOCUMENTS

(75) Inventor: **Lik Hon**, Hong Kong (CN)

CA 2562581 A1 10/2005

(73) Assignee: **Best Partners Worldwide Limited**,
Tortola (VG)

(Continued)

(*) Notice: Subject to any disclaimer, the term of this
patent is extended or adjusted under 35
U.S.C. 154(b) by 600 days.

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(21) Appl. No.: **10/587,707**

(22) PCT Filed: **Mar. 18, 2005**

(Continued)

(86) PCT No.: **PCT/CN2005/000337**

Primary Examiner—Eric Hug

Assistant Examiner—Anthony J Calandra

(74) Attorney, Agent, or Firm—Perkins Coie LLP

§ 371 (c)(1),
(2), (4) Date: **Mar. 9, 2007**

(57) **ABSTRACT**

(87) PCT Pub. No.: **WO2005/099494**

PCT Pub. Date: **Oct. 27, 2005**

(65) **Prior Publication Data**

US 2007/0267031 A1 Nov. 22, 2007

(30) **Foreign Application Priority Data**

Apr. 14, 2004 (CN) 2004 2 0031182 U

(51) **Int. Cl.**

A24F 47/00 (2006.01)

A61M 15/06 (2006.01)

(52) **U.S. Cl.** **131/273**; 128/200.14; 128/202.21;
131/347; 131/359; 131/360

(58) **Field of Classification Search** 131/273,
131/347, 359, 360; 128/200.14, 202.21
See application file for complete search history.

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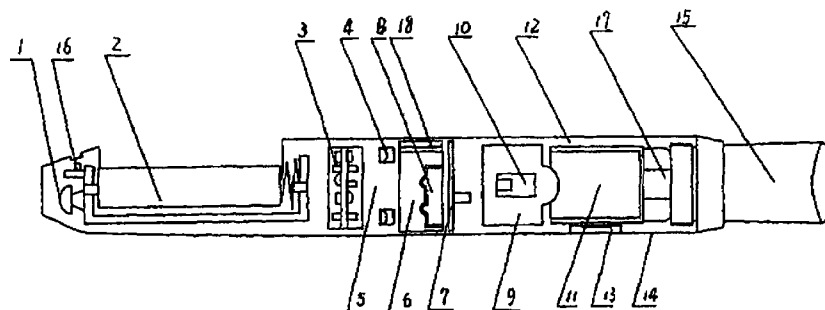
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(Continued)

The invention relates to an electronic atomization cigarette which only contains nicotine without harmful tar. The electronic atomization cigarette includes a shell and a mouthpiece. The external wall of the shell has an air inlet. An electronic circuit board, a normal pressure cavity, a sensor, a vapor-liquid separator, an atomizer, a liquid-supplying bottle are sequentially provided within the shell, wherein the electronic circuit board comprises an electronic switching circuit and a high frequency generator. A stream passage of the sensor is provided on one side of the sensor, and a negative pressure cavity is provided in the sensor. The atomizer and the liquid-supplying bottle is in contact with each other. An atomization cavity is arranged in the atomizer. A retaining ring for locking the liquid-supplying bottle is provided between one side of the liquid-supplying bottle and the shell, and an aerosol passage is provided on the other side of the liquid-supplying bottle. The air inlet, normal pressure cavity, vapor-liquid separator, atomizer, aerosol passage, gas vent and mouthpiece are sequentially interconnected.

27 Claims, 5 Drawing Sheets



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U.S. Patent

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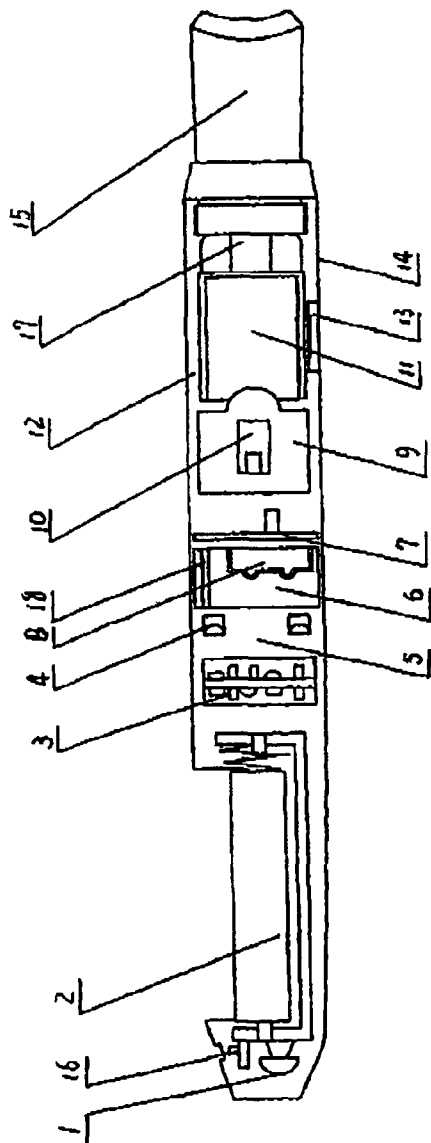


Fig. 1

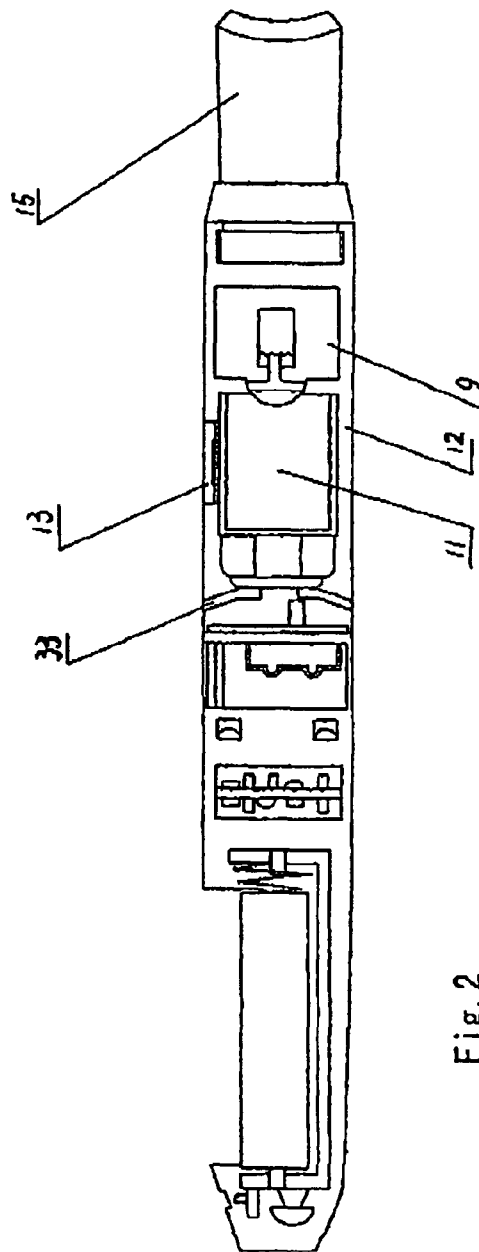


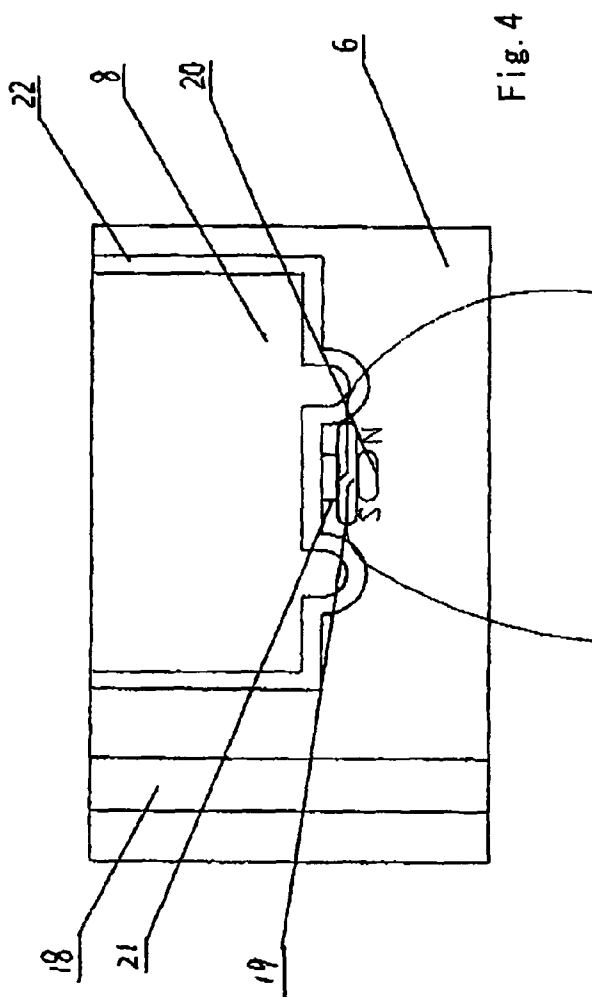
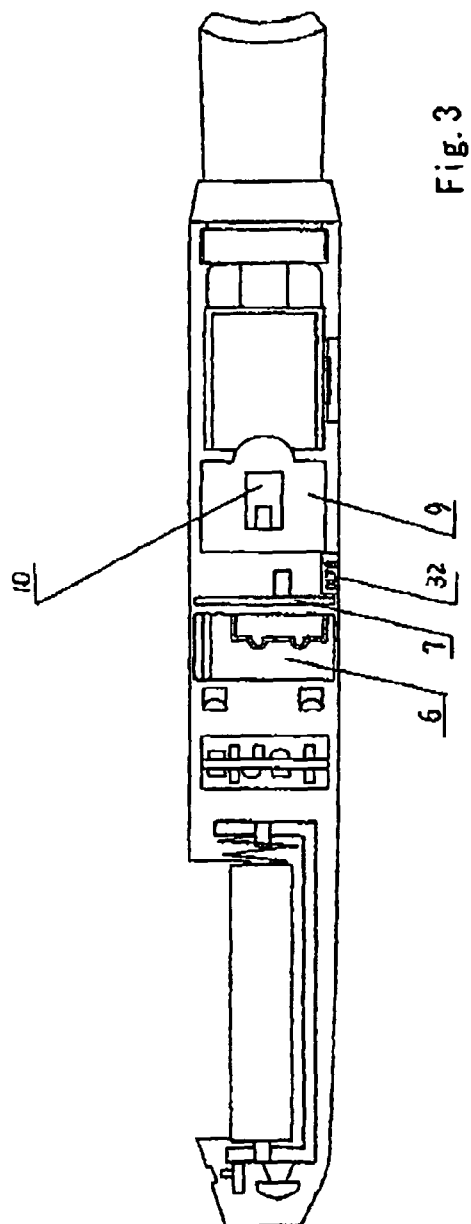
Fig. 2

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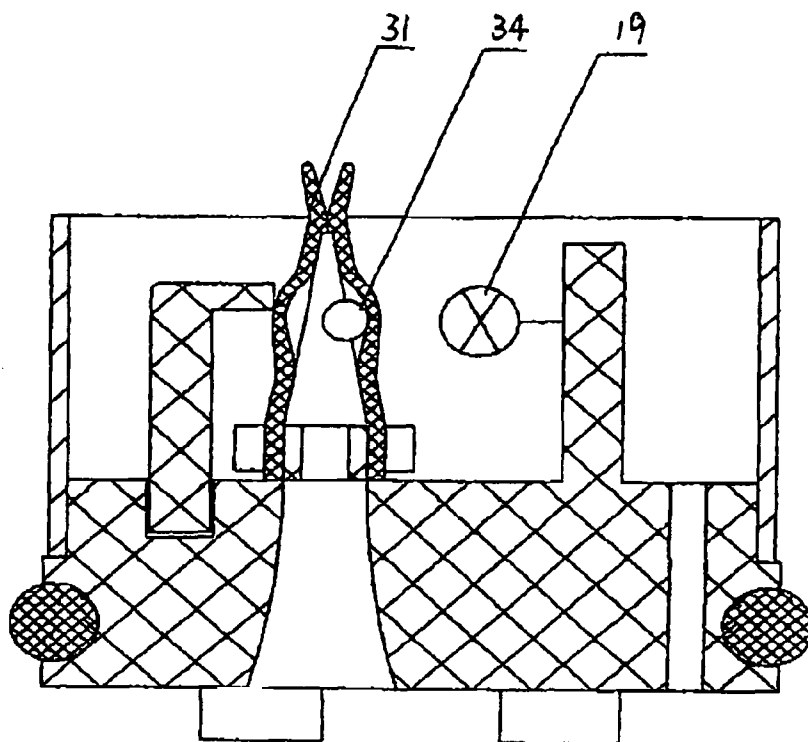


Fig. 5

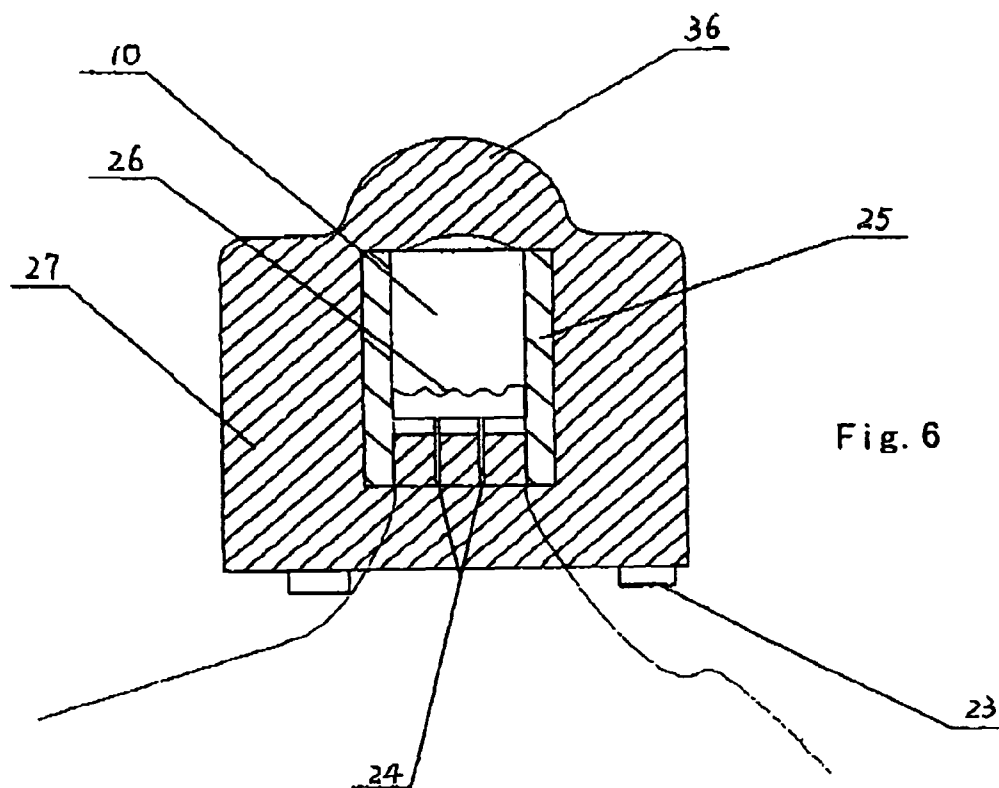


Fig. 6

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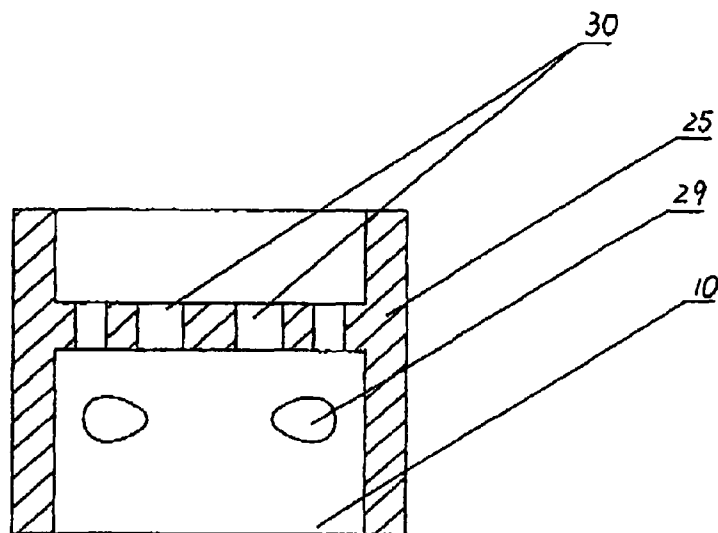


Fig. 7

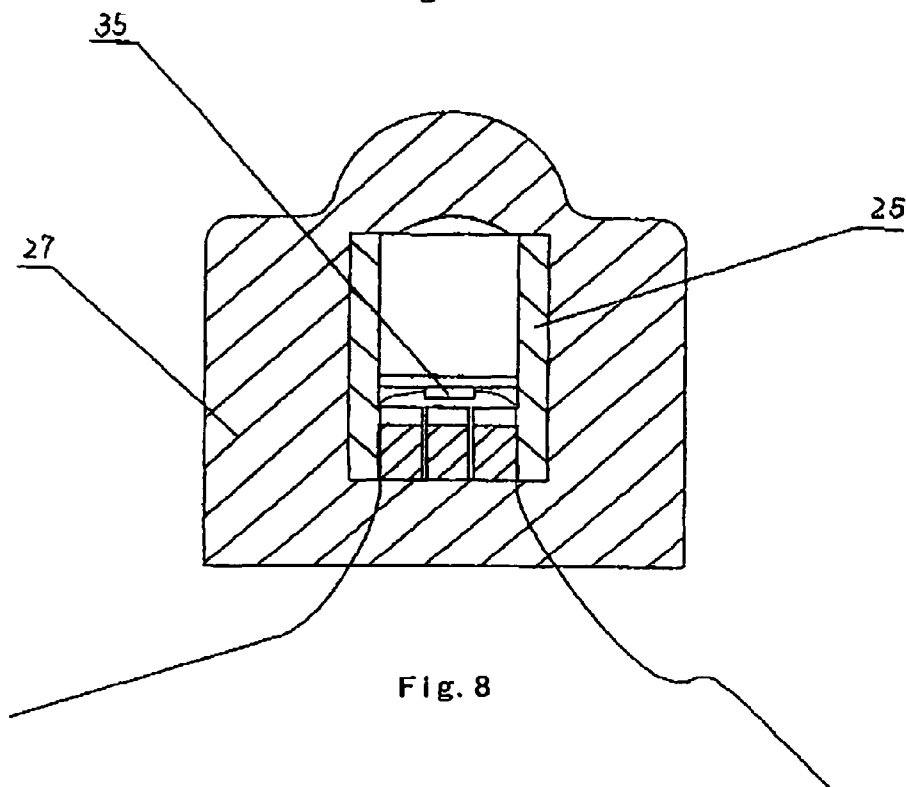


Fig. 8

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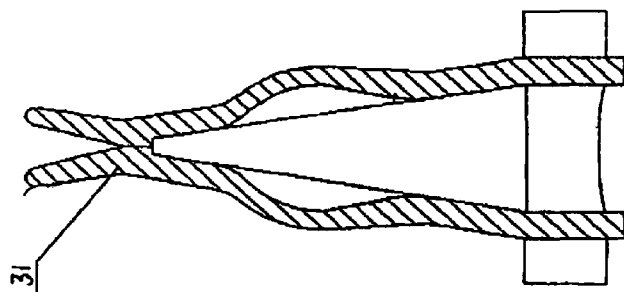


Fig. 10

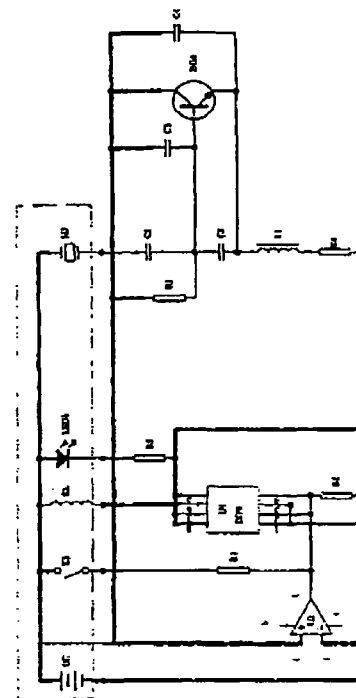


Fig. 12

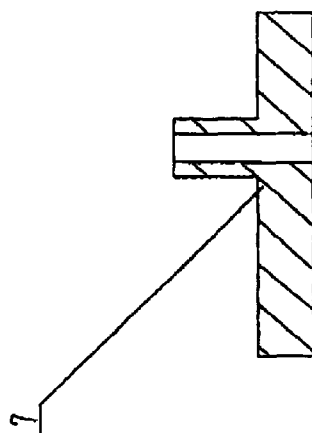


Fig. 9

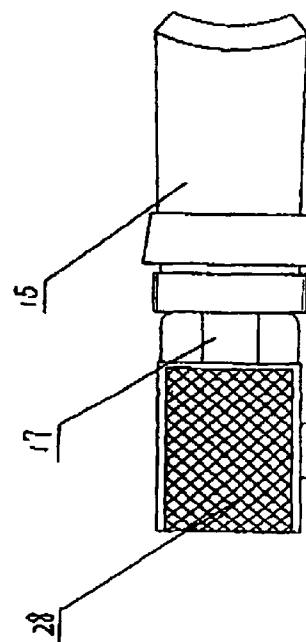


Fig. 11

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ELECTRONIC ATOMIZATION CIGARETTE**TECHNICAL FIELD**

The present invention relates to an electronic cigarette, in particular to an electronic atomization cigarette that contains only nicotine without tar.

BACKGROUND ART

Despite it is commonly known that "smoking is harmful to your health", the number of smokers worldwide is up to 1 billion, and the number is increasing every year. On Mar. 1, 2003, the World Health Organization (WHO) concluded a global Framework Convention on Tobacco Control. According to the statistical data from WHO, about 4.9 million people die of is diseases caused by smoking each year. Although smoking may cause serious respiratory diseases and cancer, it remains extremely difficult for smokers to quit smoking completely.

The active ingredient in a cigarette is nicotine. During smoking, nicotine, along with a lot of tar aerosol droplets produced in the cigarette burning, enters smoker's alveolus and is rapidly absorbed. After being absorbed into the blood of a smoker, nicotine then produces its effect on the receptors of the smoker's central nervous system, which makes him/her relax and enjoy an inebriety similar to that produced by an exhilarant.

Nicotine is a kind of alkaloid with low molecular weight and its half-life in blood is quite short. The major harmful subsatance in tobacco is tar, tar in tobacco is composed of thousands of ingredients, tens of which are carcinogenic substances. At present it has been proven that passive smoking can be more harmful to non-smokers.

Some cigarette substitutes flat contain only nicotine without tar have been proposed, many of them, such as "nicotine patch", "nicotine mouthwash", "spray agent packaged in high pressure gas tank with propellant", "nicotine chewing gum", "nicotine drink" etc., are made of pure nicotine. Although these cigarette substitutes are free from tar, their major disadvantage is that an effective peak concentration can not be reached in the blood of a smoker due to slow absorption of nicotine and thus it can not make a smoker get real fin, in addition, these cigarette substitutes can not satisfy habitual smoking actions of a smoker, for example, inhaling action or sucking action, and thus are not likely to be widely accepted as effective substitutes for quitting smoking or cigarette substitutes.

THE SUMMARY OF THE INVENTION

To overcome the above-referenced drawbacks, an objective of the present invention is to provide an electronic atomization cigarette that may function as a substitute for smoking cessation products or as a cigarette substitute.

The objective of the present invention is achieved by the following technical solution.

The present invention includes a shell; a mouthpiece; an air inlet provided in the external wall of the shell; an electronic circuit board, a normal pressure cavity, a sensor, a vapor-liquid separator, an atomizer, a liquid-supplying bottle arranged sequentially within the shell; a stream passage provided on one side of the sensor; a negative pressure cavity provided in the sensor; an atomization cavity arranged in the atomizer; a retaining ring for locking the liquid-supplying bottle provided between one side of the liquid-supplying bottle and the shell; and an aerosol passage provided on the

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other side of the liquid-supplying bottle, wherein the electronic circuit board comprises an electronic switching circuit and a high frequency generator; the liquid-supplying bottle is in contact with the atomizer; and the air inlet, normal pressure cavity, vapor-liquid separator, atomizer, aerosol passage, gas vent and mouthpiece are sequentially interconnected. A LED and a cell are provided at the front end within the shell, collectively constituting an integrity like a cigarette holder, cigar or a pipe.

Furthermore, a display screen is additionally provided on the inner wall of the shell; a microswitch for manually cleaning is connected to the sensor in parallel connection within the shell; a ripple film is provided between the sensor and the negative pressure cavity inside the sensor; a first magnetic steel, a second magnetic steel and a Reed switch connected between them provided within the sensor, wherein the second magnetic steel is attached to the ripple film; a silicon gel check valve is provided within the sensor, a third magnetic steel is provided in the silicon gel check valve, and a Reed switch is provided outside the valve, on the side close to the magnetic steel; a through hole is arranged on the vapor-liquid separator, a silicon gel check valve covers the through hole on the vapor-liquid separator; an overflow hole is provided on the atomization cavity wall of the atomization cavity, a heating element is provided within the atomization cavity, a long stream ejection hole is provided on one side of the heating element, the porous body is arranged outside around the atomization cavity wall, the first piezoelectric element is provided on one side of the atomizer, and a bulge is provided on the other side; the second piezoelectric element is additionally provided in the atomizer; the porous body in the atomizer can be made of foam nickel, stainless steel fiber felt, high molecule polymer foam and foam ceramic; the heating element can be made of platinum wire, nickel chromium alloy or iron chromium aluminum alloy wire with rare earth element, or may be made into a sheet form with conductive ceramics or PTC ceramics; the atomization cavity wall can be made of aluminum oxide or ceramic; the vapor-liquid separator can be made of plastic or silicon rubber; the solution storage porous body is included in the liquid-supplying bottle, and can be filled with polypropylene fiber, terylene fiber or nylon fiber, or be filled with plastics that are shaped by foaming; alternatively, it may be modeled into a column with laminated layers by polyvinyl chloride, polypropylene, polycarbonate; the Reed switch, the first magnetic steel, the second magnetic steel, the ripple film can be replaced by a semiconductor strain gauge with sealed film, which is mounted in the place of the sensor ripple film.

The present invention also discloses an electronic atomization cigarette with another structure, wherein the atomizer is postposed within the shell, the liquid-supplying bottle is arranged between the vapor-liquid separator and the atomizer, and a spring piece for pressing the liquid-supplying bottle on the atomizer is arranged at one end of the liquid-supplying bottle.

The advantages of the present invention include smoking without tar, significantly reducing the cancerogenic risk. Furthermore users still feel as if they are smoking and experiencing the same excitement, and the cigarette is no need to be lit and is no fire risk.

EXHIBIT A**Page 16**

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With slight modification of the solution storage container, the device and connecting structures of the present invention can be filled with conventional drug for pulmonary administration apparatus.

DESCRIPTION OF THE DRAWINGS

FIG. 1 is a schematic diagram of an overall structure according to the present invention;

FIG. 2 is a schematic diagram of another overall structure according to the present invention;

FIG. 3 is a schematic diagram of a overall structure with a display screen according to the present invention;

FIG. 4 is a structural diagram of a sensor according to the present invention;

FIG. 5 is a structural diagram of a sensor with a silicon gel check valve according to the present invention;

FIG. 6 is a structural diagram of an atomizer according to the present invention;

FIG. 7 is a structural diagram of the ceramic member in an atomizer according to the present invention;

FIG. 8 is a structural diagram of another atomizer according to the present invention;

FIG. 9 is a structural diagram of a vapor-liquid separator according to the present invention;

FIG. 10 is a structural diagram of another vapor-liquid separator according to the present invention;

FIG. 11 is a structural diagram of the connection of a liquid-supplying bottle and a mouthpiece according to the present invention;

FIG. 12 is a functional diagram of a circuit according to the present invention.

DETAILED DESCRIPTION OF THE INVENTION

The present invention is further described below with reference to the accompanying drawings.

Embodiment 1

As shown in FIG. 1, the present invention can form an integrity like a cigarette holder, a cigar or a pipe. An air inlet 4 is provided on the external wall of the shell 14. A LED 1, a cell 2, an electronic circuit board 3, a normal pressure cavity 5, a sensor 6, a vapor-liquid separator 7, an atomizer 9, a liquid-supplying bottle 11 and a mouthpiece 15 are sequentially provided within the shell 14. The electronic circuit board 3 comprises an electronic switching circuit and a high frequency generator. As shown in FIG. 4, a negative pressure cavity 8 is provided in the sensor 6 and is separated from the sensor 6 by a ripple film 22. A first magnetic steel 20, a second magnetic steel 21 and a Reed switch 19 arranged between them is also provided within the sensor 6, and the second magnetic steel 21 is attached to the ripple film 22. The atomizer 9 is in contact with the liquid-supplying bottle 11 via the bulge 36, and the atomization cavity 10 is provided in the atomizer 9. As shown in FIGS. 6 and 7, the overflow hole 29 is provided on the atomization cavity wall 25 of the atomization cavity 10. A heating element 26, which can be made of platinum wire, nickel chromium alloy or iron chromium aluminum alloy wire with rare earth element, is provided within the cavity, and can also be made into a sheet form with conductive ceramics or PTC ceramics. An ejection hole is provided on the side opposite to the heating element 26 and the ejection hole can be determined to select either the long stream ejection hole 24 or the short stream ejection hole 30, depending on the material used for the atomization cavity

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wall 25. The long stream ejection hole 24 can employ slot structure of 0.1 mm-1.3 mm or circular hole structure of $\Phi 0.2$ mm-1.3 mm with a single and multiple holes. The short stream ejection hole 30 has the diameter of about 0.3 mm-1.3 mm. The atomization cavity wall 25 is surrounded with the porous body 27, which can be made of foam nickel, stainless steel fiber felt, high molecule polymer foam and foam ceramic. A first piezoelectric element 23 is also provided on the atomizer 9. The atomization cavity wall 25 can be made of aluminum oxide or ceramic. As shown in FIG. 9, a through hole is provided on the vapor-liquid separator 7, and can be made of plastic or silicon rubber. As shown in FIG. 11, a retaining ring 13 for locking the liquid-supplying bottle 11 is provided between one side of the liquid-supplying bottle 11 and the shell 14, an aerosol passage 12 is provided on the other side of the liquid-supplying bottle. The solution storage porous body 28 is provided in the liquid-supplying bottle, and can be filled with polypropylene fiber, terylene fiber or nylon fiber, or be filled with plastic that are shaped by foaming, such as polyamine resin foam column or polypropylene foam column; alternatively, it may be made of a column formed by molding polyvinyl chloride, polypropylene, polycarbonate into a stack of laminated layers. The air inlet 4, normal pressure cavity 5, vapor-liquid separator 7, atomizer 9, aerosol passage 12, gas vent 17, mouthpiece 15 are sequentially interconnected.

As shown in the functional diagram of the circuit in FIG. 12, K1 refers to the Reed switch 19, RL refers to the heating element 26, LED1 refers to the Light Emitting Diode 1, U2 refers to the low voltage detecting element used for the over-discharging protection of the lithium cell, M1 refers to the first piezoelectric element 23, and C1, C2, R3, L1, C3, BG, M1 collectively constitute a Colpitts oscillator. The operating principle of the circuit is as follows: when K1 is closed, U1, i.e., the field effect power transistor, is turned on, RL starts, and the Colpitts oscillator starts oscillating, M1 will provide the high frequency mechanical oscillatory wave to the atomizer 9 to achieve the result of atomization.

When a smoker smokes, the mouthpiece 15 is under negative pressure, the air pressure difference or high speed stream between the normal pressure cavity 5 and the negative pressure cavity 8 will cause the sensor 6 to output an actuating signal, the electronic circuit board 3 connected therewith goes into operation. Now the ripple film 22 in the sensor 6 is deformed to take the second magnetic steel 21 away from the Reed switch 19, and the Reed switch 19 is then closed (i.e., K1 is closed) under the effect of the excessive magnetic line of force from the first magnetic steel 20, starting the field effect power. The high frequency oscillator may use the Colpitts oscillator with the frequency of automatic fine-adjusting element in the circuit resonates with the first piezoelectric element 23 in the form of a ring to supply power to liquid molecule, and the LED 1 can be lit under the supply of the rechargeable battery 2. The air enters the normal pressure cavity 5 through the air inlet 4, passes through the air passage 18 of the sensor and then the through hole in the vapor-liquid separator 7, and flows into the atomization cavity 10 in the atomizer 9. The high speed stream passing through the ejection hole drives the nicotine solution in the porous body 27 to eject into the atomization cavity 10 in the form of droplet, where the nicotine solution is subjected to the ultrasonic atomization by the first piezoelectric element 23 and is further atomized by the heating element 26. After the atomization the droplets with large diameter stick to the wall under the action of eddy flow and are reabsorbed by the porous body 27 via the overflow hole 29, whereas the droplets with small diameter float in stream and forms aerosols, which are sucked out via

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the aerosol passage 12, gas vent 17 and mouthpiece 15. The solution storage porous body 28 in the liquid-supplying bottle 11 will be in contact with the bulge 36 on the atomizer 9, thereby achieving the capillary infiltration liquid-supplying.

The mouthpiece 15 is threaded. When the nicotine solution in the liquid-supplying bottle 11 is used up, users can screw the mouthpiece 15 out to take the liquid-supplying bottle 11 out, refill the liquid-supplying bottle 11 with the nicotine solution, put the liquid-supplying bottle 11 into the shell 14 again, and then screw the mouthpiece 15.

The Reed switch 19, the first magnetic steel 20, the second magnetic steel 21, the ripple film 22 can be replaced by a semiconductor strain gauge with sealed film, which is mounted in the place of the sensor ripple film.

To simplify the design, the first piezoelectric element 23 on the atomizer 9 can be omitted, and the atomization of the nicotine solution will be made only by the heating element 26. The size of such an atomizer can be made smaller, and the structure of the connection of the whole electronic atomization cigarette is the same as the embodiment 1. In addition, as shown FIG. 8, the first piezoelectric element 23 and the heating element 26 in the atomizer 9 can be omitted, an additional second piezoelectric element 35 in the form of platen with a single layer or multiple laminated layers can be arranged in the atomization cavity, and the stream passing through the ejection hole vibrates the focus at the center of the second piezoelectric element 35 to achieve the effect of strong ultrasonic atomization.

As shown in FIG. 10, a silicon gel check valve 31 may cover the outside of the through hole on the vapor-liquid separator 7. During smoking, a stream reaches the through hole, as the air pressure in the through hole increases, the silicon gel check valve 31 is opened and the stream passes; otherwise, the silicon gel check valve 31 is closed.

As shown in FIG. 5, the sensor 6 may also be designed into a structure with the silicon gel check valve 31. During smoking, the stream comes into the silicon gel check valve 31, the air pressure increases and the air expands, the third magnetic steel 34 in the valve approaches the Reed switch 19 gradually until the Reed switch is closed and the circuit is turned on, and the air outlet of the silicon gel check valve 31 is opened with the increment of the air pressure difference. The Reed switch 19 can also be made of Hall device or magneto diode or magneto triode instead.

Embodiment 2

As shown in FIG. 2, to improve the liquid-supplying state, the atomizer 9 is postposed within the shell 14, and the liquid-supplying bottle 11 is arranged between the vapor-liquid separator 7 and the atomizer 9. A spring piece 33 for pressing the liquid-supplying bottle 11 on the atomizer 9 is provided on one end of the liquid-supplying bottle 11. Other components and their functions are the same as those in the embodiment 1.

On the inner wall of the shell 14 of the electronic atomization cigarette described in the embodiment 1 and 2, a digital display screen 32 for showing the smoking times per day and the cell capacity can be also provided. The sensor 6 uses a linear signal output, which is proportional to the suction force (i.e., the stronger one sucks, the longer the time of operation is), the atomizer 9 operates in the linear mode, thereby simulating a humanized cigarette that looks like a normal cigarette.

Within the shell 14, the microswitch 16 is connected to the sensor 6 in parallel and used for manually cleaning. When users do not smoke, they press the microswitch 16 to start the

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sensor 6 connected therewith in parallel, or clean the residue or other impurity substance within the shell 14.

The nicotine solution for atomization contains 0.4-3.5% nicotine, 0.05-2% cigarette essence, 0.1-3.1% organic acid, 0.1-0.5% anti-oxidation agent, and the rest is 1,2-propylene glycol.

What is claimed is:

1. An electronic atomization cigarette, comprising:
 - a shell;
 - a mouthpiece;
 - an air inlet provided on the external wall of the shell;
 - a cell, an electronic circuit board, a normal pressure cavity, a sensor, a vapor-liquid separator, an atomizer, a liquid-supplying bottle arranged sequentially within the shell;
 - a stream passage provided on one side of the sensor;
 - a gas vent;
 - a negative pressure cavity provided in the sensor;
 - an atomization cavity arranged in the atomizer;
 - an aerosol passage provided on one side of the liquid-supplying bottle;
 - wherein the liquid-supplying bottle is in contact with the atomizer;
 - a ripple film provided between the sensor and the negative pressure cavity within the sensor;
 - a first magnetic steel, a second magnetic steel and a magneto device connected between said first and second magnetic steel provided within the sensor, wherein the second magnetic steel is attached to the ripple film; and
 - the air inlet, normal pressure cavity, vapor-liquid separator, atomizer, aerosol passage, the gas vent and mouthpiece are sequentially interconnected.
2. The electronic atomization cigarette according to claim 1, wherein the magneto device is a Reed switch.
3. The electronic atomization cigarette according to claim 1, wherein the magneto device is a Hall device.
4. The electronic atomization cigarette according to claim 1, wherein the magneto device is a magneto diode.
5. The electronic atomization cigarette according to claim 1, wherein the magneto device is a magnetic triode.
6. The electronic atomization cigarette according to claim 1, further comprising:
 - a silicon gel check valve provided within the sensor;
 - a third magnetic steel provided in the silicon gel check valve; and
 - a Reed switch provided outside the silicon gel check valve, on a side close to the magnetic steel.
7. The electronic atomization cigarette according to claim 1, further comprising:
 - a heating element provided within the atomization cavity;
 - a stream ejection hole provided on one side of the heating element; and
 - a porous body arranged outside around a wall of the atomization cavity.
8. The electronic atomization cigarette according to claim 1, further comprising:
 - a first piezoelectric element provided on one side of the atomizer; and
 - a bulge provided on the other side of the atomizer.
9. The electronic atomization cigarette according to claim 7, wherein the stream ejection hole is a long stream ejection hole with 0.1 mm-1.3 mm of slot structure.
10. The electronic atomization cigarette according to claim 7, wherein the stream ejection hole is a long stream ejection hole with ϕ 0.2 mm-1.3 mm of circular hole structure having a single and multiple holes.

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11. The electronic atomization cigarette according to claim 7, wherein the stream ejection hole is a short stream ejection hole with a diameter of 0.3 mm-1.3 mm.

12. The electronic atomization cigarette according to claim 1, further comprising:

a piezoelectric element provided in the atomizer, wherein a stream passing through an ejection hole is atomized at a central vibration focus of the piezoelectric element to achieve an effect of strong ultrasonic atomization.

13. The electronic atomization cigarette according to claim 12, wherein the piezoelectric element comprises a platen with a single layer.

14. The electronic atomization cigarette according to claim 12, wherein the piezoelectric element comprises a platen with laminated layers.

15. The electronic atomization cigarette according to claim 1, wherein the atomizer is surrounded by a porous body which can be made of foam nickel, stainless steel fiber felt, high molecule polymer foam and foam ceramic.

16. The electronic atomization cigarette according to claim 7, wherein the heating element is made of platinum wire, nickel chromium alloy or iron chromium aluminum alloy wire with rare earth element.

17. The electronic atomization cigarette according to claim 7, wherein the heating element is made into a sheet comprising ceramics.

18. The electronic atomization cigarette according to claim 1, wherein the atomization cavity comprises a wall made of aluminum oxide.

19. The electronic atomization cigarette according to claim 1, wherein the atomization cavity comprises a wall made of ceramics.

20. An electronic atomization cigarette, comprising:

a shell;

a mouthpiece;

an air inlet provided on the external wall of the shell;

a cell, an electronic circuit board, a normal pressure cavity, a sensor, a vapor-liquid separator, an atomizer, a liquid-supplying bottle arranged sequentially within the shell;

a stream passage provided on one side of the sensor;

a gas vent;

a negative pressure cavity provided in the sensor;

an atomization cavity arranged in the atomizer;

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an aerosol passage provided on one side of the liquid-supplying bottle, wherein the liquid-supplying bottle is in contact with the atomizer; and

a through hole arranged on the vapor-liquid separator wherein the air inlet, normal pressure cavity, vapor-liquid separator, atomizer, aerosol passage, the gas vent and mouthpiece are sequentially interconnected.

21. The electronic atomization cigarette according to claim 20, further comprising:

a silicon gel check valve covering the outside of the through hole on the vapor-liquid separator.

22. The electronic atomization cigarette according to claim 20, wherein the vapor-liquid separator is made of plastics.

23. The electronic atomization cigarette according to claim 20, wherein the vapor-liquid separator is made of silicon rubber.

24. An electronic atomization cigarette, comprising:

a shell;

a mouthpiece;

an air inlet provided on the external wall of the shell;

a cell, an electronic circuit board, a normal pressure cavity, a sensor, a vapor-liquid separator, an atomizer, a liquid-supplying bottle arranged sequentially within the shell;

a stream passage provided on one side of the sensor;

a negative pressure cavity provided in the sensor;

an atomization cavity arranged in the atomizer; and

an aerosol passage provided on one side of the liquid-supplying bottle, wherein the liquid-supplying bottle is in contact with the atomizer;

wherein the air inlet, normal pressure cavity, vapor-liquid separator, atomizer, aerosol passage, gas vent and mouthpiece are sequentially interconnected and wherein a solution storage porous body is provided in the liquid-supplying bottle.

25. The electronic atomization cigarette according to claim 24, wherein the solution storage porous body is filled with polypropylene fiber, terylene fiber or nylon fiber.

26. The electronic atomization cigarette according to claim 24, wherein the solution storage porous body is filled with plastics that are shaped by foaming.

27. The electronic atomization cigarette according to claim 24, wherein the solution storage porous body is molded into a column with laminated layers by polyvinyl chloride, polypropylene, polycarbonate.

* * * * *

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Philip S. Gutierrez and the assigned discovery Magistrate Judge is Frederick F. Mumm.

The case number on all documents filed with the Court should read as follows:

CV11- 6268 PSG (FFMx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

===== :
NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Name & Address:

Michael J. Wise, Bar No. 143501
 PERKINS COIE LLP
 1888 Century Park East, Suite 1700
 Los Angeles, CA 90067-1721
 310.788.9900

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

RUYAN INVESTMENT (HOLDINGS) LIMITED,
 a British Virgin Islands company,

PLAINTIFF(S)

v.

VAPOR CORP., a Nevada Corporation; LOAD AND FOLD dba MAGIC
 PUFFER, a New Jersey Corporation; GIL CYPHERT, an individual dba
 NU IS; JEFFREY ORTH, an individual dba JANTY USA; JANTY USA,
 LLC, a Texas Limited Liability Company; CN CREATIVE LIMITED, a
 United Kingdom Company; INTELLICIG USA LLC, a Georgia Limited
 Liability Company; and DOES 1-10, inclusive,

DEFENDANTS

CASE NUMBER

LAC 11-6268 PSG (FFM) v.

SUMMONS

TO: DEFENDANT(S): _____

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Michael J. Wise, whose address is Perkins Coie LLP, 1888 Century Park East, Suite 1700, Los Angeles, CA 90067-1721. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: July 29, 2011By: 

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

Name & Address:

Michael J. Wise, Bar No. 143501
 PERKINS COIE LLP
 1888 Century Park East, Suite 1700
 Los Angeles, CA 90067-1721
 310.788.9900

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

RUYAN INVESTMENT (HOLDINGS) LIMITED,
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 Liability Company; and DOES 1-10, inclusive,

DEFENDANTS

CASE NUMBER

LACV11-6268 PSG(FFM*)

SUMMONS

TO: DEFENDANT(S): _____

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Michael J. Wise, whose address is Perkins Coie LLP, 1888 Century Park East, Suite 1700, Los Angeles, CA 90067-1721. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: July 29, 2011

By: _____

SUSANA P. BUSTAMANTE

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/> RUYAN INVESTMENT (HOLDINGS) LIMITED, a British Virgin Islands company,	DEFENDANTS VAPOR CORP., a Nevada Corporation; LOAD AND FOLD dba MAGIC PUFFER, a New Jersey Corporation; GIL CYPHERT, an individual dba NU IS; JEFFREY ORTH, an individual dba JANTY USA; JANTY USA, LLC, a Texas Limited Liability Company; CN CREATIVE LIMITED, a United Kingdom company; INTELLICIG USA LLC, a Georgia Limited Liability Company; and DOES 1-10, inclusive,
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Michael J. Wise, Perkins Coie LLP, 1888 Century Park East, Suite 1700, Los Angeles, CA 90067-1721 310.788.9900	Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:33%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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IV. ORIGIN (Place an X in one box only.)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from another district (specify):	<input type="checkbox"/> 6 Multi-District Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
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V. REQUESTED IN COMPLAINT: **JURY DEMAND:** ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No

MONEY DEMANDED IN COMPLAINT: \$ _____

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 Patent Infringement, 35 U.S.C. §§ 101, et seq., § 271.

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input checked="" type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

FOR OFFICE USE ONLY: Case Number: **LACV11-6268**

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA

CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☐ No ☒ Yes

If yes, list case number(s): CV11-0367 GAF (FFM)

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or☒ B. Call for determination of the same or substantially related or similar questions of law and fact; or☒ C. For other reasons would entail substantial duplication of labor if heard by different judges; or☒ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.

☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	British Virgin Islands

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.

☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Nevada, New Jersey, Arizona, New York, Texas, Georgia, United Kingdom

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.

Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER): Michael J. Wise Date July 29, 2011

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))